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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Byung Hoon Ahn, Jae Hun Ku, Young Suk Chung, Suk Gu Ko, Sung

Sik Jang, Young Nam Choi, Won Chul Do

Assignee:

Amkor Technology, Inc.

Title:

AUG 2 9 2001

Lead Frame And Semiconductor Package Made Using The Leadframe

Serial No.:

09/845,601

Filing Date:

April 26, 2001

Examiner:

Not Yet Assigned

Group Art Unit:

2811

Docket No.:

AB-1134 US

San Jose, California

COMMISSIONER FOR PATENTS Washington, D.C. 20231

DECLARATION OF JAMES E. PARSONS IN SUPPORT OF PETITION FOR FILING BY OTHER THAN ALL INVENTORS (37 C.F.R. 1.47(A))

I, James E. Parsons, declare as follows.

- I am a registered U.S. patent attorney (no. 34,691) and an attorney of record on this application. My office is at Skjerven Morrill MacPherson LLP, 25 Metro Drive, Suite 700, San Jose, California, 95110 (phone (408) 453-9200).
- Joint inventors Byung Hoon Ahn and Jae Hun Ku are and have been unwilling to participate in the present application. I have made efforts to obtain their participation, as I will discuss further below, but these efforts have not been successful.
- 3. I was informed that Messrs. Ahn and Ku were formerly employed by Amkor Technology Korea, Inc., a Korean subsidiary of Amkor Technology, Inc. ("Amkor"). Mr. Ahn resigned from Amkor on October 20, 2000 and Mr. Ku resigned from Amkor on October 25, 2000.
- 4. I am informed and believe that Messrs. Ahn and Ku joined a competitor to Amkor, namely, ST Assembly Test Services, Inc. of Singapore ("STATS"). Amkor and STATS compete in the same semiconductor industry sector, namely, semiconductor packaging, assembly, and testing. In addition to being business competitors, Amkor and STATS have legal disputes between them in both the U.S. and Singapore.

5. According to communications from STATS' attorneys, Amkor and its attorneys are not to directly communicate with former employee/inventors of Anam or Amkor who are now in the employ of STATS. Rather, all communications with the former employee/inventors are to go through STATS' attorneys, i.e., the Drew & Napier law firm of Singapore. The relevant attorneys are:

Davinder Singh, Esq. and Jupiter Kong, Esq.
Drew & Napier
20 Raffles Place
#17-00 Ocean Towers
Singapore 048620

- 6. As mentioned above, I have made efforts, all unsuccessful, at obtaining the participation of Messrs. Ahn and Ku in the present application. In particular, I engaged Axel Chan of the law firm of John, Tan & Chan of Singapore to contact Messrs. Ahn and Ku through the Drew & Napier firm. At my instruction, Mr. Chan sent a letter to Drew & Napier on May 25, 2001 requesting that Messrs. Ahn and Ku review the application and sign the inventor declaration for this application. A copy of Mr. Chan's letter is attached hereto as Exhibit A. To date, no response has been received. The failure of Messrs. Ahn or Ku or STATS' attorneys to contact Mr. Chan or Amkor subsequent to May 25, 2001 constitutes a refusal on the inventors' parts to participate in the present application.
- 7. I also am prosecuting three other U.S. patent applications for Amkor, each of which also has an outstanding Notice to File Missing Parts. In each case, the applications were filed without inventor declarations from one or more former employee/inventors of Amkor or Amkor's predecessor who now work for STATS. Mr. Ku is an inventor on three of the four applications. In each of those three cases, Mr. Chan has contacted STATS' counsel to obtain participation of the missing inventors. In no case has or any of the other former employee/inventors come forward to participate. Accordingly, it appears that STATS, Messrs. Ahn and Ku, and the other former employee/inventors have made a decision not to cooperate in the present application or the three other applications mentioned above, and I expect such non-cooperation will continue absent a change in the relations of Amkor and STATS.
- 8. I further declare that all statements made herein of my own personal knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of

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25 METRO DRIVE SUITE 700 SAN JOSE, CA 95110 (408) 453-9200 FAX (408) 453-7979 Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above referenced application or any patent issuing therefrom.

Date: 8/29/01

lames E. Parsons

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